

**UNITED STATES COURT OF APPEALS
FOR THE
DISTRICT OF COLUMBIA CIRCUIT**

NATIONAL LABOR RELATIONS BOARD,

Petitioner,

v.

NCR CORPORATION,

Respondent.

No. 15-1248

Consolidated with Case No. 15-1230

**ANSWER TO CROSS-APPLICATION FOR ENFORCEMENT
OF AN ORDER OF THE NATIONAL LABOR RELATIONS BOARD**

Pursuant to Rule 15(b)(2) of the *Federal Rules of Appellate Procedure*, Respondent, NCR Corporation (“NCR”), by its undersigned attorney, files its Answer to Cross-Application for Enforcement of an Order of the National Labor Relations Board (“Board”) dated July 13, 2015, reported at 362 NLRB No. 146, averring as follows:

1. NCR admits the Board’s Order in this matter issued on July 13, 2015 in Board Case No. 01-CA-150154, reported at 362 NLRB No. 146.
2. NCR admits this Court has jurisdiction over this case pursuant to Sections 10(e) and (f) of the National Labor Relations Act, as amended, 29 U.S.C. §§ 160(e) and (f) (“the Act”).
3. NCR admits it is aggrieved by the Board’s Order.
4. NCR admits venue is proper in this Court under Section 10(e) and (f) of the Act.
5. NCR denies any unfair labor practice has occurred, in Dayton, Ohio or otherwise.
6. NCR hereby incorporates by reference all exceptions, claims and defenses heretofore asserted by NCR in the administrative proceedings underlying the Board’s Order.

7. NCR denies the Board is entitled to enforcement of its Order and respectfully requests that the Order be vacated in its entirety.

WHEREFORE, Respondent, NCR respectfully requests that the Court decline to enforce the Order and that it vacate the Order in its entirety.

Respectfully submitted,

JACKSON LEWIS P.C.

By: /s/ Howard M. Bloom

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Dated: August 17, 2015

Counsel for NCR Corporation

CERTIFICATE OF SERVICE

I certify that on August 17, 2015, the foregoing *Answer to Cross-Application for Enforcement of an Order of the National Labor Relations Board* was filed with the Clerk of this Court using the CM/ECF system, which will send electronic notice of such filing to counsel of record for all parties.

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